

**Carstens,
Yee &
Cahoon, L.L.P.**

13760 Noel Road
Suite 900
Dallas, Texas 75240

Main No. (972) 367-2001
Facsimile (972) 367-2002

Facsimile Cover Sheet

TO:	USPTO Deposit Accounts Attn: Latrice Sims, Refund Dept.	Fax No.:	(703) 308-5077
		Direct No.:	(703) 305-4229
TO:		Fax No.:	
FROM:	Colin P. Cahoon	NO. OF PGS. INCL. COVER:	8
DATE:	January 16, 2003	C/M CODE:	CONDA.00001
		L/D CODE:	3261
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CARSTENS, YEE & CAHOON, L.L.P.
ATTORNEYS AND COUNSELORS

#16 / Reg for

Reg 03-31-03

Colin P. Cahoon
Telephone: (972) 367-2001
Facsimile: (972) 367-2002

13760 Noel Road
Suite 900
Dallas, Texas 75240

E-Mail: cahoon@cyclaw.com

Mailing Address
Post Office Box 802134
Dallas, Texas 75380

January 16, 2003

Via Fax No. (703) 308-5077

Assistant Commissioner of Patents
USPTO Deposit Accounts
Attn: Latrice Sims, Refund Department
Washington, D.C. 20231

RE: Deposit Account No. 50-0392
Carstens, Yee & Cahoon, L.L.P.
Customer No. 022858

U.S. National Application No. 09/914,804 filed August 30, 2001
Relating to PCT/JP00/09334 filed on December 27, 2000
Rubber Coated Strands; Belt, Ply, and Tire Using Rubber Coated Strands; and
Apparatus and Method for Manufacturing Them
Our Ref. No.: CONDA.00001

Ladies and Gentlemen:

Applicant hereby requests a refund of \$694.00 withdrawn from Deposit Account No. 50-0392 on August 7, 2002, Fee Code 141, relating to the above-referenced case. This application has not been abandoned at any point and, therefore, the \$694.00 fee (Petition to Revive Unintentionally Abandoned Application) was withdrawn in error.

In support of this request for refund, please find the following documentation:

1. Copy of August 2002 Deposit Account Statement reflecting said erroneous charge;
2. Notification of Correction of Error in Small Entity Status;
3. Explanatory Letter of Submission of Check; and
4. USPTO Notice accepting Applicant's fee deficiency submission.

As evidenced by the enclosed documents, this application was initially filed under small entity status. Applicant later advised our firm that said application should be prosecuted under large entity status and Applicant subsequently paid the fee deficiency for prosecution under large entity status.

USPTO Deposit Accounts
Refund Department
January 16, 2003
Page 2

Please feel free to contact the undersigned or my Paralegal, Rhonda McGee, should you have any questions concerning this matter. Thank you for your assistance.

Very truly yours,

A handwritten signature in black ink, appearing to read 'CPC', followed by a long horizontal flourish.

Colin P. Cahoon

CPC/rkm
Enclosures

Deposit Account Statement

Page 1 of 2



Deposit Account Statement

Requested Statement Month:

August 2002

Deposit Account Number:

500392

Name:

CARSTENS YEE & CAHOON LLP

Attention:

COLIN P CAHOON

Address:

P O BOX 802334

City:

DALLAS

State:

TX

Zip:

75380

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/05	3	PCT/US02/23115	CFLAY.00038P	801	\$9.00	\$2,013.00
08/07	13	09560616		704	-\$40.00	\$2,053.00
08/07	119	09914804	CONDA.00001	141	\$694.00	\$1,359.00
08/12	435	PCT/US02/25051	CMOSE.00001-	800	\$250.00	\$1,109.00
08/12	437	PCT/US02/25051	CMOSE.00001-	899	\$440.00	\$669.00
08/13	227	882399		570	\$25.00	\$644.00
08/14	17	882566		585	\$40.00	\$604.00
08/14	18	882566		566	\$75.00	\$529.00
08/15	132	10215135	AINNO.0115	581	\$40.00	\$489.00
08/20	52	6351553	CCS11.00036	145	\$100.00	\$389.00
08/20	159	885583		585	\$40.00	\$349.00
08/20	160	885583		566	\$15.00	\$334.00
08/20	162	885587		585	\$40.00	\$294.00
08/20	163	885587		566	\$30.00	\$264.00
08/22	47	886471		566	\$15.00	\$249.00
08/22	89	886687		585	\$40.00	\$209.00
08/23	171	887495		584	\$40.00	\$169.00
08/23	172	887495		566	\$15.00	\$154.00
08/26	163	887918		585	\$40.00	\$114.00
08/26	164	887918		566	\$15.00	\$99.00
08/28	9	2224897		704	-\$105.00	\$204.00
08/28	18	E-REPLENISHMENT		701	-\$2,000.00	\$2,204.00
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$2,022.00	\$1,963.00	\$2,145.00	\$2,204.00	

Docket No. CONDA.00001

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Shigemasa TAKAGI/FUJI SEIKO CO., LTD.
Serial No.: 09/914,804
Filing Date: August 30, 2001
Title: Rubber Coated Strands; Belt, Ply, and Tire Using Rubber Coated Strands; and Apparatus and Method for Manufacturing Them
Attorney Docket No.: CONDA.00001

Attn: BOX PCT
Assistant Commissioner for Patents
Washington, D.C. 20231

**NOTIFICATION OF CORRECTION OF ERROR IN
SMALL ENTITY STATUS**

Applicant filed its PCT national stage application, U.S. Serial No. 09/914,804, on or about August 30, 2001, as referenced above. The undersigned counsel for Applicant, pursuant to Applicant's instruction and in good faith, claimed entitlement to small entity status on behalf of the Applicant and Applicant's Assignee, FUJI SEIKO CO., LTD. By correspondence dated April 26, 2002, from Japanese counsel for Applicant/Assignee, undersigned counsel was informed for the first time that the Applicant/Assignee's claim of entitlement to small entity status was in error.

Applicant therefore hereby notifies the United States Patent and Trademark Office of its loss of entitlement to claim small entity status and respectfully requests that U.S. Serial No. 09/914,804 proceed under large entity status on behalf of Assignee, FUJI SEIKO CO., LTD. Since the small entity status was established in good faith, the small entity fees were paid in good faith, and it was later discovered that such status as a small entity was established in error, Applicant hereby requests that this error be excused in light of

*Docket No. CONDA.00001**Patent*

Applicant's compliance with the requirements of 37 C.F.R. 1.28(c)(1) and (c)(2) and the deficiency payment requirement of 37 C.F.R. 1.28(c)(2).

Enclosed is a check in the amount of \$535.00 in payment of the additional national stage filing fees to proceed under large entity status for the instant application. No other fees are believed to be due and owing at this time. However, the Commissioner is hereby authorized to charge payment of any additional fees associated with the foregoing, or to credit any overpayment thereof, to Deposit Account No. 50-0392.

Respectfully submitted,

By: 

Colin P. Cahoon

Registration No. 38,836

Date: April 30, 2002

CARSTENS, YEE & CAHOON, L.L.P.

P.O. Box 802334

Dallas, Texas 75380

Telephone: (972) 367-2001

Facsimile: (972) 367-2002

Colin P. Cahoon
Telephone: (972) 367-2001
Facsimile: (972) 367-2002

13760 Noel Road
Suite 900
Dallas, Texas 75240

E-Mail: cahoon@cyclaw.com

Mailing Address
Post Office Box 802334
Dallas, Texas 75380

July 12, 2002

Via First Class Mail

Assistant Commissioner of Patents
Washington, D.C. 20231

RE: Deposit Account No. 50-0392
Carstens, Yee & Cahoon, L.L.P.
Customer No. 022858

U.S. National Application No. 09/914,804 filed August 30, 2001
Relating to PCT/JP00/09334 filed on December 27, 2000
Rubber Coated Strands; Belt, Ply, and Tire Using Rubber Coated Strands; and
Apparatus and Method for Manufacturing Them
Our Ref. No.: CONDA.00001

Ladies and Gentlemen:

On April 30, 2002, Applicant herein filed its Notice of Loss of Entitlement to Claim Small Entity Status, which was docketed by the USPTO on May 29, 2002 (see attached). However, Applicant failed to include its check in the amount of \$535.00 as indicated in its Notice. Because Applicant had included a paragraph authorizing debits and credits to be made to its Deposit Account No. 50-0392, Applicant has been monitoring its Deposit Account awaiting said charge, which charge has not been effectuated to date.

Applicant, therefore, contacted the Deposit Accounts office today via telephone and inquired as to the status of said charge. Applicant was instructed to send an explanatory letter and a check to cover the required charge. Therefore, enclosed please find Applicant's check in the amount of \$535.00 in compliance with the deficiency payment requirement of 37 C.F.R. 1.28(c)(2).

Please feel free to contact the undersigned or my Paralegal, Rhonda McGee, should you have any questions concerning this matter. Thank you for your assistance.

Very truly yours,


Colin P. Cahoon

CPC/rkm
Enclosures

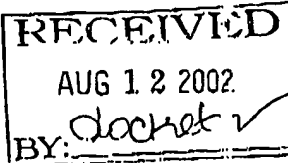


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

Paper No. 14

CARSTENS YEE & CAHOON
P O BOX 802334
DALLAS, TX 75380



COPY MAILED

AUG 06 2002

In re Application of
Shigemasa Takagi
Application No. 09/914,804
Filed: August 30, 2001
Attorney Docket No. CONDA.00001

OFFICE OF PETITIONS
NOTICE

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28. On September 1, 1998, the Court of Appeals for the Federal Circuit held that 37 CFR 1.28(c) is the sole provision governing the time for correction of the erroneous payment of the issue fee as a small entity. See DH Technology v. Synergystex International, Inc. 154 F.3d 1333, 47 USPQ2d 1865 (Fed. Cir. Sept. 1, 1998).

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. 1098 Off. Gaz. Pat. Office 502 (January 3, 1989). Therefore, nothing in this Notice is intended to imply that an investigation was done.

Your fee deficiency submission under 37 CFR 1.28 is hereby ACCEPTED.

Inquiries related to this communication should be directed to the Office of Petitions Staff at (703) 305-9285.

This file is being forwarded to Technology Center AU 1733.

Wan Laymon
Wan Laymon
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy